

Practitioner's Docket No. 1540/144

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James W. Simpkins, Douglas F. Covey

Application No.: 10/082,812

Group No.: 1614

Filed: 02/25/2002

Examiner: Weddington, K.

For: Methods of Prevention and Treatment of Ischemic Damage

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT, REQUEST AND FEE DELETING INCORRECTLY  
NAMED PERSON(S) WHO ARE NOT INVENTOR(S) OF INVENTION  
NOW BEING CLAIMED—NONPROVISIONAL APPLICATION—  
(37 C.F.R. § 1.48(b))

1. This amendment and request under 37 C.F.R. § 1.48(b) is to delete the name(s) of the following person(s) originally named as inventor(s) and who is (are) not the inventor(s) of the invention now being claimed:

Douglas F. Covey

2. Claim(s) Now on File

The claim(s) in this application are as follows:

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

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**TRANSMISSION**

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

09/24/2003 CNGUYEN 00000035 10082812

04 FC:1460

130.00 OP

Date: September 16, 2003

Signature

Barbara J. Carter

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Amendment, Request and Fee Deleting Incorrectly Named Person(s) Who Are Not Inventor(s) of Invention  
Now Being Claimed (37 C.F.R. § 1.48(b))--page 1 of 2

claim(s) 23-26 filed on January 21, 2003.

3. Status of Inventorship After Amendment

Attached is an explanation of the facts, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

4. Fee (37 C.F.R. § 1.17(i)—\$130.00)

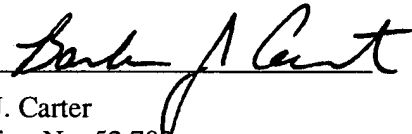
The fee required by 37 C.F.R. § 1.17(i) is paid as follows:

Attached is a check in the amount of \$130.00.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Date: September 16, 2003

  
Barbara J. Carter  
Registration No. 52,703  
Bromberg & Sunstein LLP  
125 Summer Street  
Boston, MA 02110-1618  
US  
617-443-9292  
Customer No. 002101



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PATENT

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AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for two months:

Fee: \$205.00

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

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37 C.F.R. § 1.8(a)

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37 C.F.R. § 1.10\*

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_ - \_\_\_\_\_.

Signature

Date: September 16, 2003

Barbara J. Carter

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	4	- 22	= 0	x \$ 9.00	= \$		0.00
INDEP.	1	- 9	= 0	x \$ 42.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

No additional fee for claims is required.

### FEE PAYMENT

5. Attached is a check in the sum of \$205.00.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

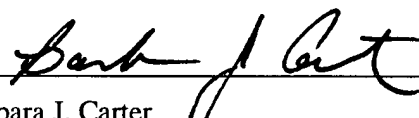
A duplicate of this paper is attached.

### FEE DEFICIENCY

6. An additional extension and/or fee is required, charge Account No. 19-4972.

An additional fee for claims is required, charge Account No. 19-4972.

Date: September 16, 2003

  
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